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## B I L L

[AS AMENDED BY THE COMMITTEE]

To amend an Act of the last Session of Parliament,  
for amending the *Irish Road Acts*.

Note—The Figures in the Margin denote the Number of the Folios in  
the written Copy.

N.B.—The Clauses marked (A.) and (B.) were added by The Committee.

**W**H<sup>ereas</sup> by an Act made in the last Session of Parliament,  
intituled, "An Act for amending the *Irish Road Acts*," it was  
among other things, enacted, that from and after the end of  
the several Lent Assizes which shall be held in *Ireland* in the year one  
thousand eight hundred and ten, no Affidavit for the accounting for the  
repairs of any Road shall be allowed by the Grand Jury or by the Court "at  
any Assizes or Presenting Term in or for any County or County of a City  
or Town in *Ireland*, unless it shall be specially stated in such Affidavit that  
there is not on either side of any part of the Road specified in such Affidavit  
any grip trench or drain without a wall or other sufficient defence be-  
tween such grip trench or drain and the side of such Road:

Prescribed, 49 Geo.  
III. c. 84. l. 18.

And whereas in many parts of *Ireland* the building of such Walls or  
other sufficient Fences may be attended with great expence;

Expence of build-  
ing Walls, &c. may  
be too great in cer-  
tain Parts of the  
land.

Be it therefore Enacted by the KING's Most Excellent MAJESTY, by  
and with the Advice and Consent of the Lords Spiritual and Temporal,  
and Commons, in this present Parliament assembled, and by the Authority  
of the same, That it shall and may be lawful for any Overseer, in any  
such Affidavit for the accounting for the repairs of any Road (not being  
a Road on which His Majesty's Mails are conveyed in Mail Coaches or  
four-wheeled Carriages drawn by two or more horses) to state specially  
that to the best of the skill and judgment of such Overseer a wall could  
not be built or any other sufficient fence be made between any such  
grip trench or drain and the side of such Road at so small an expence  
as One Shilling and Sixpence by the perch; in lieu and instead of  
stating, as required by the said recited Act, that "there is not any grip  
trench or drain without a wall or other sufficient fence between the same  
and the side of the Road;" and it shall be lawful for the Grand Jury or the  
Court at any such Assizes or Presenting Term, in case they shall be of  
opinion that it is not necessary that such wall or other sufficient fence  
should be built, but not otherwise, to allow such Affidavit; any thing in  
the said recited Act, to the contrary notwithstanding.

If it is stated that  
the expence of such  
Wall, &c. would  
exceed a certain  
Sum, the account-  
ing Affidavit may  
be allowed.

**CLAUSE (A.)** Empowering Grand Jurors to allow Affidavits for accounting for temporary Repairs.

And be it further Enacted, That in all cases where any new line of Road shall have been surveyed approved of and presented by any Grand Jury and Court at any Assizes or Presenting Term, whereby any Mail Coach Road now in use or any part of such Road shall be proposed to be avoided; and also in all cases of accounting for the repairs of any Mountain or other Cross Roads (not being Mail Coach Roads or Roads on which His Majesty's Judges travel in their progress on their respective Circuits) it shall be lawful for the Grand Jury and the Court to allow any Affidavit for accounting for the temporary repair of the part of such Mail Coach Road as is so to be avoided, and also to allow any Affidavit for the repair of any such Mountain or other Cross Road, although it shall not be specially stated in any such Affidavit "that there is not on either side of any part of the Road specified in such Affidavit any grip trench or drain without a wall or other sufficient defence between such grip trench or drain and the side of such Road;" any thing in the said recited Act of the last Session of Parliament to the contrary notwithstanding.

**CLAUSE (B.)** Overseers to enter in Affidavit, Amount of Sums awarded for Damages by taking away Gravel, &c.

And be it Enacted, That in every Affidavit for accounting for any Presentment for the building re-building enlarging or repairing any Bridge Arch Gullet Gault Session-house Work-house House of Correction Pipe or Wall, or for the making repairing or preserving any Road or Footpaths, or for the making Drains in order to carry off any water which might injure any bridge gullet arch pipe wall or road, the Overseer making the same shall enter in the Account annexed thereto as an Item or Items composing part of the sum to be accounted for, the amount of any sum or sums which may have been awarded for Damages incurred by his having taken away from the grounds or lands belonging to any person any Stones Gravel Sand or Earth, for the purpose of executing the Presentment, which such Affidavit is to account for the expenditure of, pursuant to an Act passed in Ireland in the thirty-sixth year of the reign of His present Majesty for the Amendment of Public Roads, whether the probable expence may or may not have been estimated previous to obtaining the Presentment.



(Ireland.)

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**B I L L**

[AS AMENDED BY THE COMMITTEES]

To amend an Act of the last Session of  
Parliament, for amending the *Irish*  
*Boards Act*.

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Ordered, by The House of Commons, to be printed  
9th March 1870.

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